IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 4985 of 2005

Between:

1 S.Y. Reddy S/o Lakshminarayana
APSRTC Warangal II Depot, Warangal District
2 B.C. Reddy
APSRTC Warangal II Depot, Warangal District
3 G.V. Reddy Conductor
APSRTC Warangal II Depot, Warangal District
4 K. sanjeeva Raju S/o Anantham Raju
Torror Bus Depot, Warangal District
5 V. Jashwa S/o Yashob
APSRTC Parkal Bus Depot, Warangal District
6 D. Satyanarayana S/o Somaiah
APSRTC Pargi Bus Depot, Jangon Bus Depot, Warangal District

..... PETITIONERS

AND

1 The RegionalManager, APSRTc, Warangal, Region at Warangal,
2 The Depot Manager, APSRTC, WArangal II Depot Warangal District
3 The Depot manager, APSRTC, Torror Bus Depot Warangal District
4 The Depot Manager, APSRTC, Parkal Bus Depot Warangal District
5 The Depot Manager, APSRTC, jangoan Bus Depot Warangal District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or order or direction more particularly one in the nature of Writ of mandamus declaring that the action of the respondents in not giving special Grade/Stagnation increment to the petitioners with effect from their completion of 12 years of Service in APSRTC in total (All Regions) and counting the present regions service of 12 years for granting 12 years special Grade/Stagnation increment as bad, arbitrary, illegal, unjust and unreasonable and contrary to circulars and contrary to the judgments of this Hon'ble Court and consequently direct the respondents to effect the 12 years Special Grade/Stagnation increment to the petitioners on

their completion of 12 years of service in all regions of the corporation and pass such other or orders.

Counsel for the Petitioner: MR.P.VENKATESWAR RAO

Counsel for the Respondent Nos.1 to 5: SMT.P.RAJANI REDDY

The Court at the admission stage made the following:

ORDER:

For not granting stagnation increment the present writ petition is filed.

According to the writ petitioners, they completed 12 years of service in the respondent Corporation, and therefore, they are entitled to the stagnation increment. As the stagnation increment/Special Grade was not sanctioned to them, the present writ petition is filed.

The learned counsel for the petitioners contended that the total service rendered by the petitioners in the Respondent Corporation has to be taken into consideration for granting stagnation increment/Special Grade.

On the other hand, the learned Counsel for the respondents contended that as the petitioners have not completed 12 years of service in a particular region, they are not entitled for such benefits.

This Court in W.A.No.1301 of 2000, dated 29.10.2002 held that it is the total service rendered by the petitioner in the respondent Corporation that counts, but not in the division or region. Following the above judgment, the total service of the petitioners has to be taken into consideration in granting stagnation increment/Special Grade.

Therefore, the respondents are directed to consider the case of the petitioners for granting stagnation/Special Grade increment, considering the total service rendered by them in the Corporation, within a period of 2 (two) months from the date of receipt of a copy of this order.

With the above direction, the Writ Petition is disposed of. No order as to costs.

Dated: 14.03.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The Regional Manager, APSRTC,

Warangal Region, Warangal

2. The Depot Manager, APSRTC,

Warangal II Depot, Warangal District

3. The Depot Manager, APSRTC,

Torror Bus Depot, Warangal District

4. The Depot Manager, APSRTC,

Parkal Bus Depot, Warangal District

5. The Depot Manager, APSRTC,

Jangoan Bus Depot, Warangal District

6. Two CD copies